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TRADER JOE'S UNITED

**UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA**

TRADER JOE'S COMPANY, a California  
corporation,

Plaintiff,

vs.

TRADER JOE'S UNITED,

Defendant.

Case No. 2:23-cv-05664-HDV-MAR

**[PROPOSED] ORDER GRANTING  
TRADER JOE'S UNITED MOTION  
TO DISMISS PLAINTIFF'S  
COMPLAINT PURSUANT TO FRCP  
RULE 12(B)(6) AND GRANTING  
DEFENDANT'S REQUEST FOR  
JUDICIAL NOTICE**

Hon. Hernán D. Vera  
Date: September 21, 2023  
Ctrm: 5B  
Time: 10:00 a.m.

Complaint Filed: July 13, 2023

1 After reviewing the moving, opposition, and reply papers, and after performing a  
2 detailed review of the law on exhaustion of administrative remedies, it is hereby  
3 ordered:

4 Defendant's Request for Judicial Notice regarding public filings of National  
5 Labor Relations Board complaints against Trader Joe's Company for unlawful practices  
6 is GRANTED.

7 Defendant's Motion to Dismiss Plaintiff's Claims One to Five, all concerning  
8 trademark infringement or dilution, is GRANTED.

9 IT IS SO ORDERED.

10  
11 Dated: \_\_\_\_\_

By: \_\_\_\_\_

12 HON. HERNÁN D. VERA  
13 UNITED STATES DISTRICT JUDGE  
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**PROOF OF SERVICE**

I, Sonya Z. Mehta, declare:

I am employed in the County of Alameda, State of California. I am over the age of 18 years and not a party to the within action. My business address is 475 14<sup>th</sup> Street, Suite 500, Oakland, California.

On below date, I served the following documents:

**1. [PROPOSED] ORDER GRANTING DEFENDANT’S MOTION TO DISMISS AND DEFENDANT’S REQUEST FOR JUDICIAL NOTICE**

By email addressed to:

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I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed on August 21, 2022, at Oakland, California.

/s/ Sonya Z. Mehta  
Sonya Z. Mehta